



Federal Deposit Insurance Corporation
550 17th Street, NW, Washington, DC 20429-9990

May 28, 2019

Arthur Lemann
1100 Poydras Suite 3250
New Orleans, LA 70163

FDIC FOIA Log Number 19-0186

Dear Mr. Lemann:

This will respond to your electronic mail request of April 24, 2019, which we processed pursuant to the provisions of the Freedom of Information Act ("FOIA"), 5 U.S.C. §552. In your e-mail, you ask for "the current docket sheet or index of the administrative proceedings reflecting all actions, orders, filings, etc. in the administrative record of enforcement proceedings 12-489b, 12-479k and 17-0086k."

I note that you have only agreed to pay up to \$100.00.

Billable costs depend upon a requester's FOIA fee category. For fee purposes, your request has been categorized to be for commercial use. A person making a request for commercial use must agree in writing to pay all direct search, review and duplication costs, even if no responsive records are located or disclosed. Please see <https://www.fdic.gov/about/freedom/fees.html>.

Cost Estimate

Our search has been completed, and records have been found, but have not yet been reviewed. The estimated cost to process your request is \$539.50, consisting of 6.5 hours of search and review time at \$83.00 per hour. Other costs (such as duplication @ \$0.20 per page), cannot now be estimated, however, this is an estimate and additional costs could be incurred. Because the estimated costs exceed \$250.00, you must make an advance deposit equal to twenty (20) percent of the estimated costs (\$107.90)¹

Abatement of Processing

For the reasons stated, we cannot further process your request at this time. We will hold your request in abeyance for ten (10) calendar days from the date of this letter pending our receipt of your written agreement to pay the full estimated costs (\$539.50) and our receipt of your advance

deposit (\$107.90). You may provide this information to me directly via e-mail at lsnider@fdic.gov or by facsimile to (703) 562-2797. If I do not receive a reply from you within

¹ You may pay the advance deposit by using www.pay.gov. Please provide me with confirmation of payment within ten (10) calendar days of the date of this letter (either by email: lsnider@fdic.gov, or by FAX: 703-562-2797).

EXHIBIT 5

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ten (10) calendar days, I will assume you have decided not to pursue your request and our file on this matter will be administratively closed. You may, of course, submit a new request that meets the requirements of the FOIA and the FDIC's FOIA regulations (12 C.F.R. §309.5) at any time.

If you have any questions about this response, you may contact me at lsnider@fdic.gov or (703) 562-2761.

Sincerely,

Lisa M. Snider

Lisa M. Snider
Government Information Specialist
FOIA/PA Group, Legal Division